

**CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8**

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: March 9, 2010 Name: Michael E. Milc, Reg. No. 34,880 Signature: (Michael E. Milc)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: Kenneth C. Kennedy, II et al.

Appln. No.: 10/792,031

Filed: March 2, 2004

For: NON-BUCKLING BALLOON CATHETER

Attorney Docket No.: 10000/303 (PA-5330-CIP)

Examiner: Patel, Shefali Dilip

Art Unit: 3709

Conf. No.: 1370

**PETITION AND FEE FOR EXTENSION OF TIME (37 CFR § 1.136(a))**

Mail Stop RCE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a petition for an extension of the time to respond to the Office Action mailed September 9, 2009 for a period of three months.

Applicant is: ☐ small entity (per 37 CFR 1.27) ☒ other than small entity

	<u>Extension Months</u>	<u>Other Than Small Entity</u>	<u>Small Entity</u>
<input type="checkbox"/>	One Month	\$130.00	\$65.00
<input type="checkbox"/>	Two Months	\$490.00	\$245.00
<input checked="" type="checkbox"/>	Three Months	\$1,110.00	\$555.00
<input type="checkbox"/>	Four Months	\$1,730.00	\$865.00
<input type="checkbox"/>	Five Months	\$2,350.00	\$1,175.00

**Payment Method:**

- ☐ Check in the amount of \$\_\_\_\_\_ is enclosed to cover the fees listed above.
- ☐ Payment by credit card in the amount of \$\_\_\_\_\_ to cover the fees listed above.  
Form PTO-2038 is enclosed for this purpose.

**Warning: Information on this form may become public. Credit information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

- ☒ The Commissioner is hereby authorized to charge \$1,110.00 to cover the fees listed above to Deposit Account No. 23-1925.
- ☒ The Commissioner is hereby authorized to charge any deficiencies in fees or credit overpayment to Deposit Account No. 23-1925.

Respectfully submitted,

Dated: March 9, 2010

/Michael E. Milz/

Michael E. Milz, Reg. No. 34,880  
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE  
PO BOX 10395  
CHICAGO, IL 60610  
(312) 321-4200